

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA
NORTHEASTERN DIVISION

United States of America,)	
)	
Plaintiff,)	
)	Criminal No. 2:01-cr-64
vs.)	
)	
David E. Wald,)	
)	
Defendant.)	

ORDER ADOPTING REPORT AND RECOMMENDATION

On August 15, 2007, the supervising probation officer filed a petition alleging a violation of supervised release (doc. #39). With the consent of the Defendant, a hearing on the petition was held before the Honorable Karen K. Klein, Magistrate Judge, on August 22, 2007.

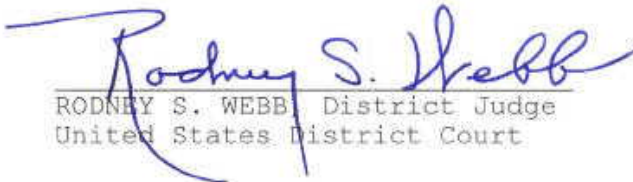
Before the Court is a Report and Recommendation from the Magistrate Judge, recommending this Court find the Defendant violated conditions of his supervised release (doc. #43). The parties have waived their opportunity to object to the Report and Recommendation, so the Court may enter an order adopting the Report and Recommendation immediately (doc. #43). Upon review of these items and the entire file, the Court finds the Magistrate Judge's Recommendations correct and hereby adopts the Report and Recommendation. The Court thus **FINDS** that a violation of supervised release has occurred as alleged in the petition.

Based upon the Magistrate Judge's Recommendations, **IT IS ORDERED** that the Defendant's supervised release is **REVOKED** and

the Defendant be incarcerated for a term of four (4) months. At the completion of this term of incarceration, no new term of supervised release shall be imposed. Furthermore, this Court **RECOMMENDS** to the Bureau of Prisons that the Defendant be designated to serve the period of incarceration at a facility near Fargo, North Dakota, to facilitate the visitation and support of his family, in particular his infant son.

IT IS SO ORDERED.

Dated this 23rd day of August, 2007.


RODNEY S. WEBB, District Judge
United States District Court